

Testimony of Witnesses Who Received Immunity

You have heard testimony at trial from seven witnesses -- Steve Hoskins, Kathy Hoskins, Kim Bell, Randy Velarde, Jason Giambi, Jeremy Giambi, and Marvin Benard -- who received immunity for prior testimony. That prior testimony was given in exchange for a promise by the government that the testimony will not be used in any case against the witness except in a prosecution for perjury, false declarations, or otherwise failing to comply with the immunity agreement.

In evaluating the testimony of these seven witnesses, you should consider the extent to which his or her testimony may have been influenced by this factor. In addition, you should examine the testimony of these witnesses with greater caution than that of other witnesses.